

Message Text

UNCLASSIFIED

PAGE 01 SAO PA 00858 191901Z

64

ACTION EB-07

INFO OCT-01 ARA-10 ISO-00 DODE-00 NRC-07 NSAE-00 USIA-15

TRSE-00 ERDA-07 CIAE-00 COME-00 /047 W

----- 005557

R 191530Z APR 76

FM AMCONSUL SAO PAULO

TO SECSTATE WASHDC 6875

INFO AMEMBASSY BRASILIA

AMCONSUL RIO DE JANEIRO

UNCLAS SAO PAULO 0858

E.O. 11652: N/A

SUBJECT: REQUEST FOR ASSISTANCE IN SALE OF CYCLOTRON TO
INSTITUTO DE ENERGIA ATOMICA

1. AMBRIEX S/A, AN IMPORTER/DISTRIBUTOR OF BIO-MEDICAL/LABORATORY EQUIPMENT AND AGENT FOR THE CYCLOTRON CORP. OF 950 GILMAN STREET, BERKELEY, CALIFORNIA 94710, HAS REQUESTED CONGEN ASSISTANCE. A CONTRACT FOR THE CONSTRUCTION AND SHIPMENT OF A CYCLOTRON MANUFACTURED BY THE CYCLOTRON CORP. AND VALUED AT US\$1,008,727 WAS SIGNED IN MARCH 1975 BY THE CYCLOTRON CORP. AND INSTITUTO DE ENERGIA ATOMICA (IEA) OF SAO PAULO, BRAZIL; SHIPMENT IS EXPECTED IN AUGUST 1976.

2. HOWEVER, DELIVERY WILL BE DELAYED BECAUSE THE IEA REFUSES TO SIGN THE STATE OF CALIFORNIA'S UNIFORM COMMERCIAL CODE FINANCING STATEMENT (FORM UCC-1). CYCLOTRON HAS EXPLAINED TO IEA THAT FILING OF STATEMENT IS TO ESTABLISH IEA'S TITLE TO EQUIPMENT AND PROTECT IT FROM THIRD PARTY CLAIMS. HOWEVER, IEA REQUIRES OFFICIAL STATEMENT FROM USG OR STATE OF CALIFORNIA THAT BY FILING OF FINANCING STATEMENT IEA WILL NOT INCUR U.S. OR STATE TAXES OR FINANCIAL OBLIGATION IN ADDITION TO THOSE IN SALES CONTRACT.

3. AFTER PERUSAL OF UCC, ARTICLE NINE, CONGEN BELIEVES FINANCING STATEMENT IS REQUIRED TO ESTABLISH TITLE AND DOES NOT INCUR ANY FINANCIAL OR TAX OBLIGATIONS FOR IEA. IF DEPARTMENT CONCURS, CONGEN WILL ISSUE APPROPRIATE STATEMENT TO IEA.

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CHAPIN

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NNN

Message Attributes

Automatic Decaptioning: X
Capture Date: 01 JAN 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: ELECTRONIC EQUIPMENT, EXPORT LICENSES, SALES TAXES
Control Number: n/a
Copy: SINGLE
Draft Date: 19 APR 1976
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: n/a
Disposition Approved on Date:
Disposition Authority: n/a
Disposition Case Number: n/a
Disposition Comment:
Disposition Date: 01 JAN 1960
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1976SAOPA00858
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Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Film Number: D760148-0226
From: SAO PAULO
Handling Restrictions: n/a
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ISecure: 1
Legacy Key: link1976/newtext/t19760447/aaaabnsj.tel
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Review Comment: n/a
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Review Exemptions: n/a
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Margaret P. Grafeld
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To: STATE
Type: TE
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